BILL NO. X-70-09-11

ANNEXATION ORDINANCE NO. X-36-70

AN ORDINANCE annexing certain territory to the City of Fort Wayne, and including the same in Councilmanic District No. 2.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the following described territory be, and the same is hereby annexed to and made part of the corporation of the City of Fort Wayne, Indiana, to-wit:

Commencing at the intersection of the South right-of-way line of Washington Center Road with the Northerly right-of-way line of Interstate Highway No. 69; thence in a Northeasterly direction along the Northerly right-of-way line of Interstate Highway No. 69 to its intersection with the South right-of-way line of Ludwig Road; thence East on the South right-of-way line of Ludwig Road to its intersection with the West right-of-way line of U.S. Highway 27 (Coldwater Road) said line also being the existing corporate limits; thence South along the West right-of-way line of U.S. Highway No. 27 (Coldwater Road) to its intersection with the South right-of-way line of Interstate Highway Number 69; thence in a Westerly direction along the South right-of-way line of Interstate Highway No. 69 to a point, said point being on a line 450' West of and parallel to the West right-of-way line of U. S. 27 (Coldwater Road); thence South on said line to its intersection with the South right-of-way line of Washington Center Road; thence West along the South right-of-way line of Washington Center Road to its intersection with the Northerly right-of-way line of Interstate Highway Number 69 said point of intersection being the point of beginning, containing approximately 43.7 acres of land more or less.

SECTION 2. Said annexed territory shall be part of Councilmanic District No. 2 of the City of Fort Wayne, Indiana, as described in Section 29 of Chapter 1 of the Municipal Code of the City of Fort Wayne, Indiana.

SECTION 3. This Ordinance shall be in full force and effect after its passage, approval by the Mayor, and thirty days after the second publication thereof as provided by law.

APPROVED AS TO FORM
AND LEGALITY
CITY ATTORNEY

Read the first time in full and on motion by Rousseau seconded by Robinson and duly adopted, read the second time by title and referred to the (Committee on) Annexation (and to the City Plan Commission for recommendation) ~~(and Public Hearing to be held after due legal notice, at the Council Chambers, City Hall, Fort Wayne, Indiana, on the _____ day of _____ 196___, at _____ o'clock P.M., E.S.T.~~

Date: 9-8-70

Imogene L. Bonahoom
City Clerk

Read the third time in full and on motion by Rousseau, seconded by Geake and duly adopted, placed on its passage.

Passed (~~LOST~~) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
	7	0		2
Adams	✓			
Dunifon	✓			
Fay				✓
Geake	✓			
Nuckols	✓			
Robinson				✓
Rousseau	✓			
Steigerwald	✓			
Tipton	✓			

Date 12-15-70

Imogene L. Bonahoom
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as ~~(Zoning Map)(General)~~ (Annexation) ~~(Special)(Appropriation)~~ Ordinance ~~(Resolution)~~ No. X-36-70 on the 15th day of December, 1970.

ATTEST: (SEAL)

Imogene L. Bonahoom
City Clerk

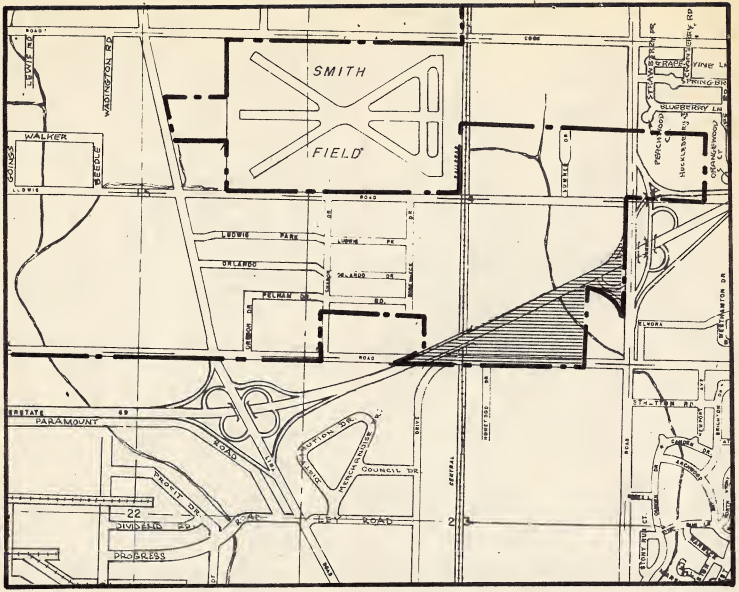
Robert R. Tipton
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 16th day of December, 1970 at the hour of 8:30 o'clock A.M., E.S.T.

Imogene L. Bonahoom
City Clerk

Approved and signed by me this 22nd day of December, 1970, at the hour of 4:07 o'clock P.M., E.S.T.

Harold S. Zeis
Mayor



EXISTING CORPORATE LIMITS

PROPOSED CORPORATE LIMITS

Bill No. X-70-09-11

REPORT OF THE COMMITTEE ON ANNEXATION

We, your Committee on Annexation to whom was referred an Ordinance annexing certain territory to the City of Fort Wayne, and including the same in Councilmanic District No. 2,

have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance Do PASS.

EDWIN J. ROUSSEAU, Chairman

WILLIAM K. GEAKE, Vice-Chairman

JACK K. DUNIFON

JOHN NUCKOLS

JOHN H. ROBINSON

CONCURRED IN

DATE 12-15-70 FUAD G. BONAHOOM, CITY CLERK

COMMITTEE REPORT

ANNEXATION ORDINANCE NO. X-70-09-11

After reviewing the Annexation Report, it is the opinion of this Committee that the area proposed for annexation by Bill No. X-70-09-11 does meet the criteria for annexation as follows:

1. THE AREA PROPOSED FOR ANNEXATION MUST HAVE AT LEAST ONE-EIGHTH (1/8) OF THE AGGREGATE EXTERNAL BOUNDARIES COINCIDE WITH THE BOUNDARIES OF THE ANNEXING CITY:

   This area is contiguous to the City on its southern-eastern boundaries which comprises approximately sixty percent (60%) of its external boundary.

2. THE AREA PROPOSED FOR ANNEXATION MUST HAVE A UNITY OF INTEREST WITH THE MUNICIPALITY:

   Since the area is being used for a 240 unit apartment complex and the area does have municipal services at the present time, the area does have unity of interest.

3. THE CITY MUST DESIRE TO ANNEX THE AREA:

   If the City Council, being the legislative branch, and the Mayor, being the head of the Administrative branch, pass and approve the annexation ordinance annexing this area, it would certainly indicate that the City desire to annex the area.

4. THE ADVANTAGES TO THE AREA PROPOSED FOR ANNEXATION MUST OUTWEIGH THE DISADVANTAGES:

   The only disadvantage to the annexation would be from the standpoint of taxes. All of the advantages of annexation such as city services received for the increased taxes would outweigh the disadvantages. These services would include increased fire protection, which cannot be measured in terms of dollars and cents where life and property are involved, street lighting, fire and police alarm systems, police service, both emergency as well as routine patrols, and various other municipal services that are only provided within a municipality.

5. THE ADVANTAGES TO THE CITY MUST OUTWEIGH THE DISADVANTAGES:

   The advantages to the City would outweigh the disadvantages in that the city would be continuing to realize a normal, active growth from the standpoint that development will take place around the city, whether the city wants it or not. The only complications that might arise are when the areas around the city either incorporate as seperate communities or maintain an independent status and thereby prohibit the natural growth and expansion of the city proper.

6. THE DEFICIT OF INCOME AGAINST EXPENSE TO THE CITY MUST NOT BE UNREASONABLE:

Since the net annual deficit to the City would be approximately $1,942.00 per year, and since this report does not include assessments on the proposed 240 unit apartment project, it could be assumed that there would be an income to the city. Therefore the deficit against expense would not be unreasonable.

7. THE CITY HAS DEVELOPED A FISCAL PLAN TO FURNISH THE TERRITORY WITHIN A PERIOD OF THREE (3) YEARS, GOVERNMENTAL AND PROPRIETARY SERVICES:

The existing policy of the city is to provide governmental proprietary services within the annexed areas immediately.

8. THAT THE RESIDENT POPULATION IS EQUAL TO AT LEAST THREE (3) PERSONS PER ACRE, OR
THAT THE LAND IS ZONED FOR COMMERCIAL, BUSINESS OR INDUSTRIAL USES, OR
THAT SIXTY PERCENT (60%) OF THE LAND IS SUBDIVIDED:

This area contains 43.7 acres of land. At the present time a 240 unit apartment complex will be occupied by a minimum of 480 persons. Therefore the resident population is greater than three (3) persons per acre.

Based upon the above reasoning, it is the recommendation of this committee that the area proposed for annexation by Bill No. X-70-09-11 does meet the criteria for annexation and therefore, should be returned to the Common Council with the recommendation that it DO PASS. It is further recommended that this ordinance be enacted so as to become effective as soon as possible.

Respectfully submitted,

Morris Holmes, Chairman
Annexation Committee

LOCATION: A triangular area bounded by Washington Center Road on the south, existing corporate limits on the east, and Interstate 69 on the north and west.

SIZE: Approximately 43.7 acres or .06 square miles.

POPULATION: None

BUILDINGS: At the present time, there is a 240 unit apartment complex under construction.

STREETS & ROADS:

Jurisdiction	Number of Miles	Condition
State	.54	Good - Excellent
County	.46	Poor - Good

ZONING: 100% of the area is zoned "RA" - Residence A

LAND USE: Of the net area, 100% is being used for the above mentioned apartment complex

URBAN SERVICES:

SEWER: At the present time, city storm and sanitary sewers are serving a majority of this area.

WATER: There is presently a 12" water main in Washington Center Road serving this area.

STREET: There is approximately .46 miles of county road in this area. This road has recently been improved in accordance with the City Street Engineering Office request and maintenance would be minimal.

POLICE PROTECTION: This service is estimated on the basis of cost per person. At the present time, there is no population shown for this area and estimates cannot be made.

FIRE PROTECTION: Based on a cost of $33,044 per square mile, it would cost approximately $1,982.00 to provide this service.

FIRE ALARM BOXES: This area would require approximately 2 alarm boxes at an installation cost of $1,000.00 plus an annual maintenance charge of $100.00 per year.

STREET LIGHTING: This area would require approximately 6 street lights at a cost of approximately $1,500.00.

GARBAGE COLLECTION: There are presently no dwelling units in this area. Therefore, this service would not be required.

ASSESSED VALUATION:

Land and Improvement (Actual)	$ 4,230.00
Privately owned utility equipment	none
	$ 4,230.00

EXPECTED REVENUE:

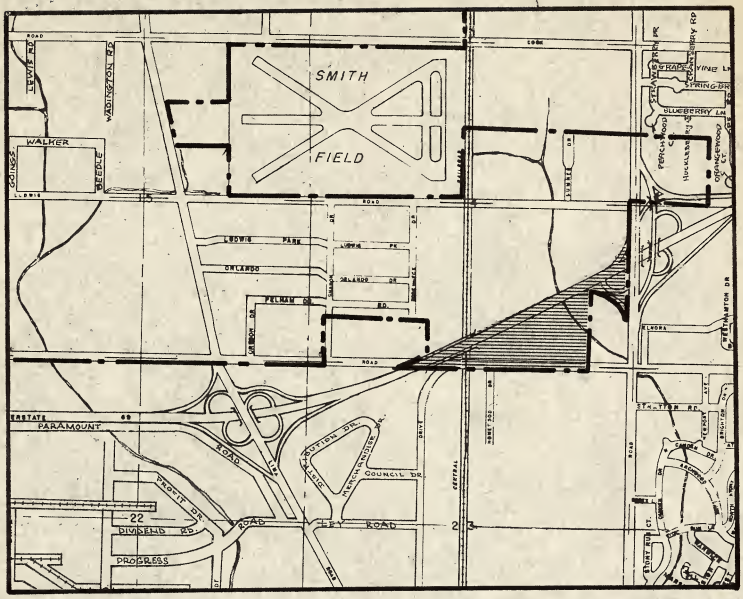
Property Taxes ($3.31 per $100.)	$ 139.02
Alcholic Gallonage	N/A
Gasoline Tax	N/A
Cigarette Tax	N/A
	$ 139.02

Note: Assessed valuation does not include 240 unit apartment project now under construction.

SUMMARY:

Services to be supplied	Expenditures Capital	Operating
Police Protection	$ -0-	$ -0-
Fire Protection	-0-	1,982.00
Fire Alarm Boxes	1,000.00	100.00
Street Lights	1,500.00	-0-
	$ 2,500.00	$ 2,082.00

EXPECTED REVENUE	$ 139.02
OPERATING EXPENDITURES	2,082.00
NET ANNUAL DEFICIT TO CITY (After first year)	$ 1,942.98
CAPITAL EXPENDITURES	$ 2,500.00
DEFICIT TO CITY (First year)	$ 4,442.98



EXISTING CORPORATE LIMITS

PROPOSED CORPORATE LIMITS

A. M. Hostman

Date January 8, 1971

Title Clerk

Notice is hereby given that on the 15th day of December, 1970, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session, did pass the following Annexation ordinance, to-wit:
Bill No. X-70-09-11
ANNEXATION ORDINANCE NO. X-36-70
AN ORDINANCE annexing certain territory to the City of Fort Wayne, and including the same in Councilmanic District No. 2.
BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:
SECTION 1. That the following described territory be, and the same is hereby annexed to and made part of the corporation of the City of Fort Wayne, Indiana, to-wit:
Commencing at the intersection of the South right-of-way line of Washington Center Road with the Northerly right-of-way line of Interstate Highway No. 69; thence in a Northeasterly direction along the Northerly right-of-way line of Interstate Highway No. 69 to its intersection with the South right-of-way line of Ludwig Road; thence East on the South right-of-way line of Ludwig Road to its intersection with the West right-of-way line of U. S. Highway 27 (Coldwater Road) said line also being the existing corporate limits; thence South along the West right-of-way line of U.S. Highway No. 27 (Coldwater Road) to its intersection with the South right-of-way line of Interstate Highway Number 69, thence in a Westerly direction along the South right-of-way line of Interstate Highway 69 to a point, said point being on a line 450 feet West of and parallel to the West right-of-way line of U. S. 27 (Coldwater Road); thence South on said line to its intersection with the South right-of-way line of Washington Center Road; thence West along the South right-of-way line of Washington Center Road to its intersection with the Northern right-of-way line of Interstate Highway Number 69 said point of intersection being the point of beginning, containing approximately 43.7 acres of land more or less.
SECTION 2. Said annexed territory shall be part of Councilmanic District No. 2 of the City of Fort Wayne, Indiana, as described in Section 29 of Chapter 1 of the Municipal Code of the City of Fort Wayne, Indiana.
SECTION 3. This Ordinance shall be in full force and effect after its passage, approval by the Mayor, and thirty days after the second publication thereof as provided by law.
Edwin J. Rousseau, Councilman.
Read the third time in full and on motion by Rousseau, seconded by Geake and duly adopted, placed on its passage. Passed by the following vote:
Ayes seven
Adams, Dunifon, Geake, Nuckols, Rousseau, Steigerwald, Tipton.
Nays non
Absent 1 .: Councilmen Fay and
Robinson.
.. Bonahoom, City Clerk.

Date: 12
Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Annexation Ordinance No. X-36-70 on the 15th day of December, 1970.
Fuad G. Bonahoom, City Clerk.
Herbert G. Tipton, Presiding Officer.
ATTEST: (SEAL)
Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 16th day of December, 1970, at the hour of 8:30 o'clock A.M., E.S.T.
Fuad G. Bonahoom, City Clerk.
Approved and signed by me this 22nd day of December, 1970, at the hour of 4:07 o'clock P.M., E.S.T.
Harold S. Zeis, Mayor

I, Fuad G. Bonahoom, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true, and complete copy of Annexation Ordinance No. X-36-70 passed by the Common Council on the 15th day of December, 1970, and that said Ordinance was duly signed, and approved by the Mayor on the 22nd day of December, 1970, and now remains on file and on record in my office.
Witness my hand, and the official seal of the City of Fort Wayne, Indiana, this 22nd day of December, 1970.
SEAL
Fuad G. Bonahoom, City Clerk.
12-28, 1-4.

PUBLISHER'S AFFIDAVIT

State of Indiana } ss:
ALLEN County }

Personally appeared before me, a notary public in and for said county and state, the undersigned A. M. Hostman who, being duly sworn, says that She is Clerk of the NEWS-SENTINEL

a DAILY newspaper of general circulation printed and published in the English language in the city (town) of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time, the dates of publication being as follows:

December 28, 1970
January 4, 1971

A. M. Hostman

Subscribed and sworn to before me this 8th day of January 19 71

Edith Stapleton
Notary Public

My commission expires March 8, 1974

Form Prescribed by State Board of Accounts

General Form No. 99 P (Rev 1967)

Common Council-City of Ft. Wayne
(Governmental Unit)

To NEWS-SENTINEL Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display	Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines	
Head	number of lines	-
Body	number of lines	108
Tail	number of lines	1
	Total number of lines in notice	109

COMPUTION OF CHARGES

109 lines, columns wide equals equivalent lines at 288¢ cents per line	$ 31.39
Additional charge for notices containing rule or tabular work (50 per cent of above amount)	
Charge for extra proofs of publication (50 cents for each proof in excess of two)	
TOTAL AMOUNT OF CLAIM	$ 31.39

DATA FOR COMPUTING COST

Width of single column 11 ems

Size of type 5½ point

Number of insertions 2

Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

A. M. Hostman

Date January 8, 1971

Title Clerk

Notice is hereby given that on the 15th day of December, 1970, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session, did pass the following Annexation ordinance, to-wit: Bill No. X-70-09-11
ANNEXATION ORDINANCE NO. X-36-70
AN ORDINANCE annexing certain territory to the City of Fort Wayne, and including the same in Councilmanic District No. 2.
BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT W...

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned A. M. Hostman who, being duly sworn, says that She is Clerk of the NEWS-SENTINEL a DAILY newspaper of general circulation printed and published in the English language in the city town of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 times, the dates of publication being as follows:

December 28, 1970

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A. M. Hostman

Subscribed and sworn to before me this 8th day of January 1971

Edith Stapleton
Notary Public

My commission expires March 8, 1974

Arvilla DeWald

Date January 8, 19 71

Title CLERK

Legal Notices

Notice is hereby given that on the 15th day of December, 1970, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session, did pass the following Annexation ordinance, to-wit; Bill No. X-70-09-1

ANNEXATION ORDINANCE NO. X-36-70

AN ORDINANCE annexing certain territory to the City of Fort Wayne, and including the same in Councilmanic District No. 2.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

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SECTION 2. Said annexed territory shall be part of Councilmanic District No. 2 of the City of Fort Wayne, Indiana, as described in Section 24 of Chapter 1 of the Municipal Code of the City of Fort Wayne, Indiana.

SECTION 3. This Ordinance shall be in full force and effect after its passage, approval by the Mayor, and thirty days after the second publication thereof as provided by law.

Edwin J. Rousseau, Councilman.

Read the third time in full and on motion by Rousseau, seconded by Geake and duly adopted, placed on its passage. Passed by the following vote:

Ayes seven

Adams, Dunlop, Geake, Nuckols, Rousseau, Steigerwald, Tipton.

Nays none

Absent two. to-wit: Councilmen Foy and Robinson.

Fuad G. Bonahoom, City Clerk.

Date: 12-15-70.

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Annexation Ordinance No. X-36-70 on the 15th day of December, 1970.

Fuad G. Bonahoom, City Clerk.

Herbert G. Tipton, Presiding Officer.

ATTEST: (SEAL)

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 16th day of December, 1970, at the hour of 8:30 o'clock A.M., E.S.T.

Fuad G. Bonahoom, City Clerk.

Approved and signed by me this 22nd day of December, 1970, at the hour of 4:07 o'clock P.M., E.S.T.

Harold S. Zeis, Mayor

I, Fuad G. Bonahoom, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true, and complete copy of Annexation Ordinance No. X-36-70 passed by the Common Council on the 15th day of December, 1970, and that said Ordinance was duly signed, and approved by the Mayor on the 22nd day of December, 1970, and now remains on file and on record in my office.

Witness my hand, and the official seal of the City of Fort Wayne, Indiana, this 22nd day of December, 1970.

SEAL

Fuad G. Bonahoom, City Clerk.

12--25, 1--4.

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County } as:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the JOURNAL-GAZETTE a DAILY newspaper of general circulation printed and published in the English language in the city ~~town~~ of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time~~s~~, the dates of publication being as follows:

December 28, 1970
January 4, 1971

Arvilla DeWald

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Edith Stapleton
Notary Public

My commission expires March 8, 1974

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Common Council-City of Ft.Wayne
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Date January 8, 19 71

Title CLERK

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AN ORDINANCE annexing certain territory to the City of Fort Wayne, and

HONDREDS OF TEAR

CHA

Occasional Cane Chairs—Velvet, High-Back Skirted Swivel Rocker—a-Z-Boy Recliner, Skirted—Olive Traditional Chair by Rowe—Cho Modern Chair by Rowe—Reversib Mediterranean Chair by Brayhill—High-Back Lounge Chair by Selig-Recliner by Futorian—Vinelle, ch Skirted Chair by Rowe—Tufted B High-Back Skirted Chair by Max Traditional Chair by Berne—Velv Traditional Lounge Chair by Bray Skirted Swivel Rocker—Rust/Gold Mediterranean Chair by Rowe—(Ultra-Modern Chair by Rowe—O Modern Chair by Lewitts—Gold Contemporary Chair by Rowe—C Berne Swivel Rocker—Skirted, O Hitch-Back Colonial Chair by Ne

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